

**APPENDIX**

Sent to Governor

(April 30, 1979)

**S.C.R. 64****S.B. 64****S.B. 204**

Signed by Governor

(April 26, 1979)

<b>H.B. 468</b>	Effective August 27, 1979
<b>S.B. 50</b>	Effective August 27, 1979
<b>S.B. 51</b>	Effective immediately
<b>S.B. 153</b>	Effective August 27, 1979
<b>S.B. 213</b>	Effective immediately
<b>S.B. 214</b>	Effective immediately
<b>S.B. 229</b>	Effective immediately
<b>S.B. 310</b>	Effective immediately
<b>S.B. 496</b>	Effective immediately
<b>S.B. 583</b>	Effective August 27, 1979
<b>S.B. 638</b>	Effective immediately
<b>S.B. 640</b>	Effective August 27, 1979
<b>S.B. 707</b>	Effective August 27, 1979
<b>S.B. 714</b>	Effective September 1, 1979
<b>S.B. 717</b>	Effective immediately
<b>S.B. 744</b>	Effective immediately
<b>S.B. 779</b>	Effective August 27, 1979
<b>S.B. 897</b>	Effective August 27, 1979
<b>S.B. 971</b>	Effective August 27, 1979
<b>S.B. 993</b>	Effective immediately

**SIXTY-FIRST DAY**

(Tuesday, May 1, 1979)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Schwartz, Short, Snelson, Traeger, Truan, Vale, Williams.

Absent-excused: Santiesteban.

A quorum was announced present.

The Reverend A. S. B. Jones, Metropolitan A. M. E. Church, Austin, offered the invocation as follows:

Almighty God, we pause in Thy Presence with grateful hearts, for Thy loving kindness. We seek Thy counsel for this day. Support us anew to the ministry to which Thou hast called us.

Enlighten the minds of Thy Servants for sound deliberation for this day and everyday, nurturing us with the seed of Thy truth and wisdom.

Abide with us throughout the 66th Session, teaching us the great lesson of life, peace, long-suffering, gentleness, goodness, faith, meekness and temperance; ever guiding and directing the path of those who serve in such high and noble positions.

Now Lord, bless our Governor, our Speaker and every member of the Senate with Thy spirit, give us hearts of understanding that we may realize our rich inheritance, and accept the challenge of this urgent day, commanding us to take our part in the world's redemption. Give us the will to put first things first.

In our Redeemer's name. Amen.

On motion of Senator Moore and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### **LEAVE OF ABSENCE**

Senator Santiesteban was granted leave of absence for today on account of illness on motion of Senator Harris.

#### **MESSAGE FROM THE HOUSE**

House Chamber  
May 1, 1979

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I AM DIRECTED BY THE HOUSE TO INFORM THE SENATE THAT THE HOUSE HAS PASSED THE FOLLOWING:

**H.C.R. 184**, Congratulating Speaker Clayton on being selected Alumnus of the Year by Texas A&M University

HB 40, A bill to be entitled An Act relating to the powers and duties of juvenile boards and the establishment of a juvenile board in counties where none exists and to standards for juvenile probation officers and personnel.

HB 504, A bill to be entitled An Act relating to taxation of dance halls, night clubs, and like places of amusement.

HB 711, A bill to be entitled An Act relating to group marketing of motor vehicle insurance for certain elderly persons.

HB 1387, A bill to be entitled An Act relating to disposition of fines collected for certain traffic law violations.

HB 1431, A bill to be entitled An Act relating to the imposition, collection, administration, civil and criminal enforcement, and allocation of taxes on motor fuels.

HB 1689, A bill to be entitled An Act relating to the order of argument in a criminal case.

HB 1921, A bill to be entitled An Act relating to repeal of the law regulating the sale, distribution, and possession of oleomargarine.

HB 1955, A bill to be entitled An Act relating to the collection of the cigarette tax on certain cigarettes imported into the state.

HB 2096, A bill to be entitled An Act relating to screening of children for visual handicaps.

HB 2108, A bill to be entitled An Act relating to the filing of state tax liens by county clerks.

HB 2201, A bill to be entitled An Act relating to the Texas College of Osteopathic Medicine.

HB 39, A bill to be entitled An Act relating to statewide juvenile services and probation; making changes in the name, membership, administration, powers, and duties of the Texas Adult Probation Commission; providing state-aid.

HB 1986, A bill to be entitled An Act relating to the manufacture of alcohol for fuel purposes.

All necessary rules suspended, and the House concurred in Senate amendments to House Bill No. 291 by a non record vote.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

#### REPORTS OF STANDING COMMITTEES

Senator Brooks submitted the following report for the Committee on Human Resources:

**S.B. 815**  
**H.B. 302**  
**S.B. 1222** (Amended)  
**S.B. 1172** (Amended)  
**C.S.S.B. 830** (Read first time)  
**C.S.S.B. 1009** (Read first time)  
**C.S.H.B. 637** (Read first time)  
**C.S.S.B. 973** (Read first time)  
**C.S.S.B. 840** (Read first time)  
**C.S.S.B. 1249** (Read first time)

Senator Creighton submitted the following report for the Committee on Economic Development:

**S.B. 709**  
**S.B. 481**  
**C.S.S.B. 361** (Read first time)

Senator Moore submitted the following report for the Committee on State Affairs:

**H.B. 918**  
**C.S.S.B. 215** (Read first time)  
**C.S.S.B. 1119** (Read first time)  
**C.S.H.B. 857** (Read first time)  
**S.B. 1201** (Amended)  
**H.B. 1494**  
**H.B. 1067**  
**S.R. 462**

#### SENATE BILLS ON FIRST READING

On motion of Senator Truan and by unanimous consent, the following bills were introduced, read first time and referred to the Committee indicated:

**S.B. 1283** by Santiesteban Jurisprudence  
Relating to compensation from the state for each of the district attorneys for the 2nd, 3rd, 9th, 12th, 21st, 26th, 27th, 30th, 36th, 38th, 39th, 43rd, 51st, 52nd, 63rd, 64th, 75th, 76th, 81st, 90th, 105th, 106th, 118th, 119th, 143rd, 145th, 155th, 159th, 196th, 198th, and 235th Judicial Districts, the criminal district attorney in each of the counties of Bastrop, Bexar, Brazoria, Fort Bend, Galveston, Gregg, Harrison, Hays, Hidalgo, Kaufman, McLennan, Navarro, Randall, Rockwall, Smith, Tarrant, Taylor, Van Zandt, Wood and Walker, and the county attorney performing the duties of the district attorney in each of the counties of Cameron, Castro, Fannin, Freestone, Grayson, Limestone, Ochiltree, Rusk, and Willacy; relating to staffs, equipment, and expenses; prohibiting the practice of law; and conforming other laws.

**S.B. 1284** by Truan Natural Resources  
Relating to the creation, administration, powers, duties, operation, expansion, and financing of the Beeville Water Supply District.

**S.B. 1285** by Truan Natural Resources  
Relating to the creation, administration, powers, duties, operations, financing, and annexation of property of the South Texas Water Authority.

**S.B. 1286** by Schwartz Intergovernmental Relations  
Relating to the creation, establishment, administration, maintenance, operation, and financing of the Community Hospital District of Brazoria County, Texas, by authority of Article IX, Section 9, of the Texas Constitution.

**S.B. 1287** by Jones of Taylor Economic Development  
Relating to certain Farm Mutual Insurance Companies.

**HOUSE BILLS AND RESOLUTIONS ON FIRST READING**

The following bills and resolutions received from the House were read the first time and referred to the Committee indicated:

**H.C.R. 32**, To Committee to Administration.  
**H.C.R. 54**, To Committee on Administration.  
**H.C.R. 75**, To Committee on Administration.  
**H.C.R. 79**, To Committee on Administration.  
**H.C.R. 91**, To Committee on Administration.  
**H.C.R. 93**, To Committee on Finance.  
**H.C.R. 98**, To Committee on Human Resources.  
**H.C.R. 108**, To Committee on Administration.  
**H.C.R. 112**, To Committee on Human Resources.  
**H.C.R. 114**, To Committee on Administration.  
**H.C.R. 119**, To Committee on Administration.  
**H.C.R. 120**, To Committee on Administration.  
**H.C.R. 121**, To Committee on Administration.  
**H.C.R. 127**, To Committee on Administration.  
**H.C.R. 151**, To Committee on Administration.  
**H.B. 230**, To Committee on State Affairs.  
**H.B. 279**, To Committee on Finance.  
**H.B. 876**, To Committee on State Affairs.  
**H.B. 1469**, To Committee on Intergovernmental Relations.  
**H.B. 2084**, To Committee on Finance.  
**H.B. 239**, To Committee on State Affairs.  
**H.B. 449**, To Committee on Jurisprudence.  
**H.B. 534**, To Committee on Education.  
**H.B. 543**, To Committee on State Affairs.  
**H.B. 574**, To Committee on State Affairs.  
**H.B. 728**, To Committee on State Affairs.  
**H.B. 750**, To Committee on Intergovernmental Relations.  
**H.B. 794**, To Committee on Jurisprudence.  
**H.B. 961**, To Committee on Intergovernmental Relations.  
**H.B. 1002**, To Committee on State Affairs.  
**H.B. 1022**, To Committee on Natural Resources.  
**H.B. 1069**, To Committee on Education.  
**H.B. 1078**, To Committee on Economic Development.  
**H.B. 1109**, To Committee on Jurisprudence.  
**H.B. 1167**, To Committee on Intergovernmental Relations.  
**H.B. 1206**, To Committee on Economic Development.  
**H.B. 1219**, To Committee on Jurisprudence.  
**H.B. 1225**, To Committee on Natural Resources.  
**H.B. 1230**, To Committee on Intergovernmental Relations.  
**H.B. 1333**, To Committee on Jurisprudence.  
**H.B. 1362**, To Committee on Finance.  
**H.B. 1373**, To Committee on Economic Development.  
**H.B. 1413**, To Committee on Intergovernmental Relations.  
**H.B. 1429**, To Committee on State Affairs.  
**H.B. 1502**, To Committee on Economic Development.  
**H.B. 1523**, To Committee on Education.  
**H.B. 1541**, To Committee on Economic Development.  
**H.B. 1565**, To Committee on Jurisprudence.

**H.B. 1566**, To Committee on Jurisprudence.  
**H.B. 1677**, To Committee on State Affairs.  
**H.B. 1740**, To Committee on State Affairs.  
**H.B. 1772**, To Committee on Economic Development.  
**H.B. 1775**, To Committee on Economic Development.  
**H.B. 1777**, To Committee on Economic Development.  
**H.B. 1801**, To Committee on Human Resources.  
**H.B. 1808**, To Committee on Intergovernmental Relations.  
**H.B. 1816**, To Committee on Natural Resources.  
**H.B. 1824**, To Committee on Intergovernmental Relations.  
**H.B. 1907**, To Committee on State Affairs.  
**H.B. 1948**, To Committee on Natural Resources.  
**H.B. 2109**, To Committee on Economic Development.  
**H.B. 2154**, To Committee on Intergovernmental Relations.  
**H.B. 2172**, To Committee on Intergovernmental Relations.

#### BILLS AND RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate, after the caption had been read, the following enrolled bills and resolutions:

<b>H.B. 291</b>		
<b>S.C.R. 31</b>	<b>S.C.R. 43</b>	<b>S.C.R. 52</b>
<b>S.B. 11</b>	<b>S.B. 430</b>	<b>S.B. 653</b>
<b>S.B. 12</b>	<b>S.B. 433</b>	<b>S.B. 682</b>
<b>S.B. 13</b>	<b>S.B. 449</b>	<b>S.B. 683</b>
<b>S.B. 42</b>	<b>S.B. 489</b>	<b>S.B. 686</b>
<b>S.B. 111</b>	<b>S.B. 538</b>	<b>S.B. 704</b>
<b>S.B. 274</b>	<b>S.B. 542</b>	<b>S.B. 724</b>
<b>S.B. 339</b>	<b>S.B. 576</b>	<b>S.B. 919</b>
<b>S.B. 341</b>	<b>S.B. 592</b>	<b>S.B. 1189</b>
<b>S.B. 343</b>	<b>S.B. 612</b>	<b>S.B. 1190</b>
<b>S.B. 420</b>	<b>S.B. 616</b>	<b>S.B. 1191</b>
		<b>S.B. 1192</b>

#### MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on State Affairs, Subcommittee on Nominations:

Austin, Texas  
 April 30, 1979

TO THE SENATE OF THE SIXTY-SIXTH LEGISLATURE, REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

TO BE A MEMBER OF THE TEXAS STATE BOARD OF EXAMINERS IN SOCIAL PSYCHOTHERAPY:

For a six-year term to expire January 31, 1985:

EILENE F. CROSIER, of Canyon Lake, Comal County, is replacing Warren Terry Townsend, Jr., of Killeen, Bell County, whose term expired. (private practice.)

**TO BE A MEMBER OF THE TEXAS BOARD OF PHYSICAL THERAPY EXAMINERS:**

For a six-year term to expire January 31, 1985:

MRS. DORN W. LONG of Plano, Collin County, is replacing Hilda Freda McKethan of Corpus Christi, Nueces County, whose term expired.

MR. REX L. NUTT of Houston, Harris County, is replacing Elizabeth McKown Barkley of Houston, Harris County, whose term expired.

MR. THOMAS KOLLER WAUGH of El Paso, El Paso County, is replacing James Cecil Dalton of Waco, McLennan County, whose term expired.

**TO BE A MEMBER OF THE COMMISSION ON JAIL STANDARDS:**

For a six-year term to expire January 31, 1985:

DALLAS L. SMITH, JR. of Midland, Midland County, is replacing Sheriff T. L. Baker of Amarillo, Potter County, whose term expired.

Respectfully submitted,

/s/W. P. Clements, Jr.  
Governor of Texas

**SENATE BILL 375 WITH HOUSE AMENDMENTS**

Senator Braecklein called **S.B. 375** from the President's table for consideration of the House amendments to the bill.

The President laid the bill and the House amendments before the Senate.

**Amendment No. 1 - Semos**

Amend **S.B. 375** by adding the following sentence after the first sentence in Section 2 of the bill:

"Any original public record, the subject matter of which is in litigation, may not be destroyed until such litigation is final."

**Amendment No. 2 - Semos**

Amend **S.B. 375** by adding the words "with the advice and consent of the city attorney or attorney officially performing the duties of city attorney" between the words "governing body," and "unless" on line 9, page 2.

The amendments were read.

Senator Braecklein moved to concur in the House amendments.

The motion prevailed.

**SENATE BILL 43 WITH HOUSE AMENDMENTS**

Senator Traeger called **S.B. 43** from the President's table for consideration of the House amendments to the bill.

The President laid the bill and the House amendments before the Senate.

Amendment No. 1 - Uher

Amend Senate Bill 43 by substituting the following for Section 5(b):

“(b) Payments to the fund shall be made from funds collected as part of the motor vehicle inspection fee. Seventy-five Cents (\$.75) of the amount collected from the motor vehicle inspection fee on each vehicle required to be inspected as set out in Sec. 141(c) of Article 6701d, The Uniform Act Regulating Traffic on Highways, shall be transferred monthly by the Department of Public Safety to the Law Enforcement and Custodial Officer Supplemental Retirement Fund.”

Amendment No. 2 - Uher

Amend Senate Bill 43 by adding a new Section after Section 10 to read as follows:

SECTION \_\_\_\_\_. Amend Subsection 141(c) of Article 6701d, Vernon's Texas Civil Statutes, as amended, to read as follows:

“(c) The fee for compulsory inspection made under this Section shall be Five Dollars (\$5.00). One Dollar and Seventy-Five Cents (\$1.75) of each fee shall be paid to the Department and shall be placed in the Motor Vehicle Inspection Fund for the purpose of paying the expense for the administration of this law and the payment of supplemental retirement benefits as provided by law. The Department may require each official inspection station to make an advanced payment of One Dollar and Seventy-Five Cents (\$1.75) for each inspection certificate furnished to it, and the money so received shall be placed in the Motor Vehicle Inspection Fund, and no further payment to the Department shall be required upon issuance of the certificate. If such advance payment has been made, the Department shall refund to the inspection station the amount of One Dollar and Seventy-Five Cents (\$1.75) for each unissued certificate which the inspection station returns to the Department in accordance with rules and regulations promulgated by the Department.

“If an inspection disclosed the necessity for adjustments, corrections, or repairs, such vehicle shall be reinspected once within seven (7) days free of charge at the same inspection station after the adjustments, corrections, or repairs have been made. Any such vehicle under the terms of this Act, if involved in an accident subsequent to the required inspection, which accident affects the safe operation of any item of inspection, shall return to an inspection station after adequate repairs are made. The subsequent inspection shall be as if the vehicle had not been inspected before. The inspection fee shall be charged for reinspection.”

And renumber the subsequent sections.

Amendment No. 3 - Bush

Amend **S.B. 43** by striking “regardless of age” on line 26 page 2 and line 1 page 3 and insert “at age 55”

The amendments were read.

Senator Traeger moved that the Senate do not concur in the House amendments, but that a Conference Committee be appointed to adjust the differences between the two Houses on the bill.



The motion prevailed.

The President asked if there were any motions to instruct the Conference Committee on **S.B. 43** before appointment.

There were no motions offered.

The President announced the appointment of the following conferees on the part of the Senate on the bill: Senators Traeger, Chairman; Short, Kothmann, Brooks and Vale.

#### **SENATE BILL 599 WITH HOUSE AMENDMENT**

Senator Jones of Taylor called **S.B. 599** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

Committee Amendment No. 1 - Gonzales

Amend **S.B. 599** by striking Section 4 on page 10 in its entirety and renumbering the subsequent sections.

The amendment was read.

Senator Jones of Taylor moved to concur in the House amendment.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Santiesteban.

#### **SENATE BILL 293 WITH HOUSE AMENDMENT**

Senator Farabee called **S.B. 293** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

Amendment No. 1 - Donaldson

Amend Section 11 to read as follows:

"Section 11. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three separate days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after ~~its passage~~ May 15, 1979, and it is so enacted."

The amendment was read.

Senator Farabee moved to concur in the House amendment.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Yeas: Andujar, Blake, Braecklein, Brooks, Clower, Crcighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann,

Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Schwartz, Short, Snelson, Traeger, Truan, Vale, Williams.

Nays: Mauzy.

Absent-excused: Santiesteban.

#### **SENATE BILL 629 WITH HOUSE AMENDMENT**

Senator Williams called **S.B. 629** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

Committee Amendment No. 1 - Cartwright

Amend **S.B. 629** by Williams by deleting the following on line 18, page one:

The license plates shall be inscribed with the words "Congressional Medal of Honor" followed consecutively by a five-pointed star and the plate number assigned by the department.

And inserting the following in line 18, page one:

The license plate number will be assigned by the department.

The amendment was read.

Senator Williams moved to concur in the House amendment.

The motion prevailed.

#### **SENATE BILL 504 WITH HOUSE AMENDMENT**

Senator Ogg called **S.B. 504** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

Amendment No. 1 - Ezzell

Amend SB 504, page 2, by striking "and" between "intentionally" and "knowingly" on lines 5, 10, 11, and 14 and substituting "or".

The amendment was read.

Senator Ogg moved to concur in the House amendment.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Santiesteban.

#### **COMMITTEE SUBSTITUTE SENATE BILL 979 ON SECOND READING**

The President laid before the Senate on its second reading and passage to engrossment (Consideration having been postponed on April 25, 1979):

**C.S.S.B. 979**, Relating to the financing of certain credit transactions; changing penalties.

Question - Shall **C.S.S.B. 979** as amended be passed to engrossment?

Senator Jones of Taylor offered the following amendment to the bill:

Amend Senate Bill 979 by amending Section (1) of quoted Article 4.01 of Section 11 to read as follows:

"(1) Any bank or savings and loan association [or credit union] doing business under the laws of this State or of the United States, and any person licensed to do business under the provisions of Chapter 3 of this Subtitle relating to regulated loans may contract for and receive on any loan made under the authority of this Chapter repayable in consecutive monthly installments, substantially equal in amount, an interest charge, however calculated or shown which does not exceed an add-on interest charge of Eight Dollars or One Hundred Dollars per annum for the full term of the loan contract."

The amendment was read and was adopted.

Senator Doggett offered the following amendment to the bill:

Amend Committee Substitute for SB 979 by striking the word "available" on Page 46, Line 14 and substituting the word "offered" in lieu thereof.

The amendment was read and was adopted.

Senator Doggett offered the following amendment to the bill:

Amend the Committee Substitute for Senate Bill No. 979 by amending Section (49) by adding on the end of line (12) the words "or reckless."

The amendment was read and was adopted.

Senator Doggett offered the following amendment to the bill:

Amend the Committee Substitute for Senate Bill No. 979 by amending Sections 7, 15, 23, 37, and 45 by adding the words "requested or" before the word "required" on page 9, line 19; page 20, line 21; page 27, line 17; page 47, line 1 and page 63, line 5.

The amendment was read and was adopted.

Senator Clower offered the following amendment to the bill:

Amend **C.S.S.B. 979** by striking Section 2 thereof in its entirety.

The amendment was read.

On motion of Senator Jones of Taylor, the amendment was tabled by the following vote: Yeas 21, Nays 9.

Yeas: Andujar, Blake, Brooks, Creighton, Farabee, Harris, Howard, Jones of Taylor, Kothmann, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Schwartz, Snelson, Traeger, Vale, Williams.

Nays: Braecklein, Clower, Doggett, Jones of Harris, Longoria, Mauzy, Patman, Short, Truan.

Absent-excused: Santiesteban.

Senator Patman offered the following amendment to the bill:

Amend **C.S.S.B. 979** by striking Section 1 thereof in its entirety.

The amendment was read.

On motion of Senator Jones of Taylor, the amendment was tabled by the following vote: Yeas 25, Nays 5.

Yeas: Andujar, Braecklein, Brooks, Creighton, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Short, Snelson, Traeger, Truan, Vale, Williams.

Nays: Blake, Clower, Doggett, Patman, Schwartz.

Absent-excused: Santiesteban.

Senator Doggett offered the following amendment to the bill:

Amend the **C.S.S.B. 979** by amending Section 37, by adding the words "requested or" before the word "required" on Page 45, line 20.

The amendment was read and was adopted.

Senator Doggett offered the following amendment to the bill:

Amend **C.S.S.B. 979** by amending Section 28 by adding the words "or agreement" after the word "contract" on Page 32, line 25.

The amendment was read and was adopted.

Senator Patman offered the following amendment to the bill:

Amend **C.S.S.B. 979** by renumbering Sections 7 through 51 as Sections 8 through 52, and adding a new Section 7 to read as follows:

SECTION 7. Article 3.16, Title 79, Revised Civil Statutes of Texas, 1925, as amended (Article 5069-3.16, Vernon's Texas Civil Statutes), is repealed.

The amendment was read.

On motion of Senator Jones of Taylor, the amendment was tabled by the following vote: Yeas 24, Nays 6.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Short, Snelson, Traeger, Vale, Williams.

Nays: Clower, Doggett, Mauzy, Patman, Schwartz, Truan.

Absent-excused: Santiesteban.

Senator Patman offered the following amendment to the bill:

Amend **C.S.S.B. 979** by striking Section 1 thereof and substituting in lieu thereof the following:

SECTION 1. Section (3), Article 3.06, Title 79, Revised Civil Statutes of Texas, 1925, as amended (Article 5069-3.06, Vernon's Texas Civil Statutes), is amended to read as follows:

“(3) The Consumer Credit Commissioner may issue more than one license but not more than ~~[sixty]~~ 140 licenses to any one person on compliance with this Chapter as to each license. And it shall be unlawful for any person, after the effective date of this Chapter, directly or indirectly, or through subsidiaries or holding companies, to hold or have an interest in more than ~~[sixty]~~ 140 licenses, the business thereof, or any interest in such license. Any person holding a license under this Chapter which shall violate any provision thereof shall be subject to forfeiture of his license, and if a corporation, its charter shall be subject to forfeiture, and it shall be the duty of the Attorney General, when any such violation is called to his attention, to file suit for such forfeiture of charter and cancellation of the license in a District Court in Travis County, Texas.”

The amendment was read.

On motion of Senator Jones of Taylor, the amendment was tabled by the following vote: Yeas 26, Nays 4.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Short, Snelson, Traeger, Truan, Vale, Williams.

Nays: Clower, Doggett, Patman, Schwartz.

Absent-excused: Santiesteban.

On motion of Senator Jones of Taylor and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### RECORD OF VOTE

Senators Patman, Mauzy, and Doggett asked to be recorded as voting “Nay” on the passage of the bill to engrossment.

#### COMMITTEE SUBSTITUTE SENATE BILL 979 ON THIRD READING

Senator Jones of Taylor moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 979** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 5.

Yeas: Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Short, Snelson, Traeger, Vale, Williams.

Nays: Doggett, Mauzy, Patman, Schwartz, Truan.

Absent-excused: Santiesteban.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 4.

Yeas: Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Short, Snelson, Traeger, Truan, Vale, Williams.

Nays: Doggett, Mauzy, Patman, Schwartz.

Absent-excused: Santiesteban.

#### **SENATE BILL 888 ON SECOND READING**

Senator Parker moved to suspend the regular order of business to take up for consideration at this time:

**S.B. 888**, Relating to the boundaries of the Lower Neches Valley Authority.

The motion prevailed by the following vote: Yeas 27, Nays 1.

Yeas: Andujar, Braecklein, Brooks, Clower, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Schwartz, Short, Snelson, Traeger, Truan, Vale, Williams.

Nays: Blake.

Absent: Creighton, McKnight.

Absent-excused: Santiesteban.

The bill was read second time.

Senator Moore offered the following amendment to the bill:

Amend Senate Bill No. 888 by striking the first sentence of quoted Section 2 and substituting in lieu thereof the following:

“Section 2. The territory which shall be embraced within the boundaries of said ‘Lower Neches Valley Authority’ shall be that part of the State of Texas defined as follows: All of Jefferson, Hardin and Tyler Counties, a strip of land ten (10) miles in width off the Eastern end of Liberty County (the West line of said strip being parallel to and ten (10) miles West of the extreme Eastern boundary line of Liberty County, ~~and~~ a strip of land Fifteen (15) miles in width

off the East side of Chambers County (the West line of such strip being parallel to and fifteen (15) miles West of the Eastern boundary line of Chambers County), and that portion of Orange and Polk Counties lying within the watershed of the Neches River.

The amendment was read and was adopted.

On motion of Senator Parker and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

### RECORD OF VOTE

Senator Blake asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

### SENATE BILL 888 ON THIRD READING

Senator Parker moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 888** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 1.

Yeas: Andujar, Braecklein, Brooks, Clower, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Schwartz, Short, Snelson, Tracger, Truan, Vale, Williams.

Nays: Blake.

Absent: Creighton, McKnight.

Absent-excused: Santiesteban.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 1. (Same as previous roll call)

### COMMITTEE SUBSTITUTE SENATE BILL 811 ON SECOND READING

On motion of Senator Farabee and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**C.S.S.B. 811**, Amending Subtitles 2 and 3, Title 79, Interest - Consumer Credit - Consumer Protection, Revised Civil Statutes of Texas, 1925, as amended, by adding a new Chapter 15 relating to revolving lines of credit available from certain creditors; regulating, authorizing, and limiting certain loan contract requirements, provisions, and practices; regulating and limiting interest rates; providing for enforcement by the Consumer Credit Commissioner; providing for penalties; and declaring an emergency.

The bill was read second time and was passed to engrossment.

**COMMITTEE SUBSTITUTE SENATE BILL 811  
ON THIRD READING**

Senator Farabee moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 811** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 0.

Absent: Creighton, McKnight.

Absent-excused: Santiesteban.

The bill was read third time and was passed.

**MOTION TO PLACE  
SENATE BILL 886 ON THIRD READING**

Senator Andujar moved to suspend the regular order of business to take up on its third reading and final passage:

**S.B. 886**, Relating to the offense of interference with child custody.

On motion of Senator Andujar and by unanimous consent, the motion to suspend the regular order was withdrawn.

**SENATE RULE 103 SUSPENDED**

On motion of Senator Brooks and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Human Resources might consider **H.B. 1733** at 4:30 o'clock p.m. on Wednesday, May 2, 1979.

**MEMORIAL RESOLUTIONS**

**H.C.R. 175** - (Traeger): Memorial resolution for Monsignor George Gloecker.

**S.R. 507** - By Snelson: Memorial resolution for Dr. John Reese Graves.

**S.R. 508** - By Snelson: Memorial resolution for Jess Morgan (Pete) Wristen.

**WELCOME AND CONGRATULATORY RESOLUTIONS**

**H.C.R. 177** - (Moore): Expressing appreciation for gift to University of Texas Archives of Dr. Pleasant Williams Kittrell journals.

**H.C.R. 158** - (Williams) Designating April 10, 1979 as Kenny Forsch Day in Texas.

**S.R. 503** - By Traeger: Extending congratulations to Manfred J. Gerhardt.

**S.R. 504** - By Doggett: Extending welcome to Reverend A.S.B. Jones.

**S.R. 505** - By Blake: Extending congratulations to Mrs. Delia Kelly.